

**Summary of Federal Site Eligibility Criteria**  
February 22, 2005

**These properties are never eligible for a brownfield loan or grant:**

1. Sites listed or proposed for listing on the National Priorities List (Superfund List).
2. Sites subject to environmental enforcement actions under Superfund law.
3. Property that is federally owned or controlled. (Land held in trust by the government for a tribe is eligible.)

**These properties *may* be eligible for a brownfield loan or grant only if the Environmental Protection Agency (EPA) grants a property-specific determination:**

4. Sites where EPA took an emergency action under the Superfund law (CERCLA removal action).
5. Sites with facilities that are subject to non-Superfund enforcement actions, or have a state or federal operating permit. Examples include licensed solid and hazardous waste facilities, wastewater treatment facilities, etc.
6. Sites with facilities that are subject to a hazardous waste corrective action permit or order, or that include a hazardous waste land disposal unit with an approved closure plan or permit.
7. Sites with PCB contamination subject to regulation under the Toxic Substances Control Act. This usually means PCB contamination above 50 parts per million.
8. Sites with leaking underground petroleum storage tanks that have received federal LUST Trust funding. DNR can confirm whether this applies.